§ 1.6050S-0

- (2) Furnishing copy of Form 1099–C. The requirement to provide a statement to the debtor will be satisfied if the applicable financial entity furnishes copy B of the Form 1099–C or a substitute statement that complies with the requirements of the current revenue procedure for substitute Forms 1099.
- (3) Time and place for furnishing statement. The statement required by this paragraph (f) must be furnished to the debtor on or before January 31 of the year following the calendar year in which the identifiable event occurs. The statement will be considered furnished to the debtor if it is mailed to the debtor's last known address.
- (g) *Penalties*. For penalties for failure to comply with the requirements of this section, see sections 6721 through 6724.
- (h) Effective dates—(1) In general. The rules in this section apply to discharges of indebtedness after December 21, 1996, except paragraphs (e)(1) and (e)(3) of this section, which apply to discharges of indebtedness after December 31, 1994.
- (2) Earlier application. Notwithstanding the provisions of paragraph (h)(1) of this section, an applicable financial entity may, at its discretion, apply any of the provisions of this section to any discharge of indebtedness occurring on or after January 1, 1996, and before December 22, 1996.
- [T.D. 8654, 61 FR 268, Jan. 4, 1996, as amended by T.D. 8895, 65 FR 50408, Aug. 18, 2000]

§ 1.6050S-0 Table of contents.

This section lists captions contained in \$1.6050S-1, 1.6050S-2T, 1.6050S-3, and 1.6050S-4T.

§1.6050S-1 Information reporting for qualified tuition and related expenses.

- (a) Information reporting requirement.
- (1) In general.
- (2) Exceptions.
- (i) No reporting by institutions or insurers for nonresident alien individuals.
- (ii) No reporting by institutions for noncredit courses.
- (A) In general.
- (B) Academic credit defined.
- (C) Example.
- (iii) No reporting by institutions for individuals whose qualified tuition and related expenses are waived or are paid with scholarships.

- (iv) No reporting by institutions for individuals whose qualified tuition and related expenses are covered by a formal billing arrangement.
- (A) In general
- (B) Formal billing arrangement defined.
- (b) Requirement to file return.
- (1) In general.
- (2) Information reporting requirements for institutions that elect to report payments received for qualified tuition and related expenses.
- (i) In general.
- (ii) Information included on return.
- (iii) Reportable amount of payments received for qualified tuition and related expenses during calendar year determined.
- (iv) Separate reporting of reimbursements or refunds of payments of qualified tuition and related expenses that were reported for a prior calendar year.
- (v) Payments received for qualified tuition and related expenses determined.
- (vi) Reimbursements or refunds of payments for qualified tuition and related expenses determined
- (vii) Examples.
- (3) Information reporting requirements for institutions that elect to report amounts billed for qualified tuition and related expenses.
- (i) In general.
- (ii) Information included on return.
- (iii) Reportable amounts billed for qualified tuition and related expenses during calendar year determined.
- (iv) Separate reporting of reductions made to amounts billed for qualified tuition and related expenses that were reported for a prior calendar year.
- (v) Examples.
- (4) Requirements for insurers.
- (i) In general.
- (ii) Information included on return.
- (5) Time and place for filing return.
- (i) In general.
- (ii) Return for nonresident alien individual.
- (iii) Extensions of time.
- (6) Use of magnetic media.
- (c) Requirement to furnish statement.
- (1) In general.
- (2) Time and manner for furnishing statement.
- (i) In general.
- (ii) Statement to nonresident alien individual.
- (iii) Extensions of time.
- (3) Copy of Form 1098–T.
- (d) Special rules.
- (1) Enrollment determined.
- (2) Payments of qualified tuition and related expenses received or collected by one or more persons.
- (i) In general.
- (ii) Exception.
- (3) Governmental units.
- (e) Penalty provisions.

Internal Revenue Service, Treasury

- (1) Failure to file correct returns.
- (2) Failure to furnish correct information statements.
- (3) Waiver of penalties for failures to include a correct TIN.
- (i) In general.
- (ii) Acting in a responsible manner.
- (iii) Manner of soliciting TIN.
- (4) Failure to furnish TIN.
- (f) Effective date.
- §1.6050S-2T Electronic furnishing of information statements for qualified tuition and related expenses.
- (a) Electronic furnishing of statements.
- (1) In general.
- (2) Consent.
- (i) In general.
- (ii) Change in hardware or software requirements.
- (iii) Example.
- (3) Required disclosures.
- (i) In general.
- (ii) Paper statement.
- (iii) Scope and duration of consent.
- (iv) Post-consent request for a paper statement.
- (v) Withdrawal of consent.
- (vi) Notice of termination.
- (vii) Updating information.
- (viii) Hardware and software requirements.
- (4) Format.
- (5) Posting.
- (6) Notice.
- (i) In general.
- (ii) Undeliverable electronic address.
- (iii) Corrected statements.
- (7) Retention.
- (b) Effective date.
- §1.6050S-3 Information reporting for payments of interest on qualified education loans.
- (a) Information reporting requirement in general.
- (b) Definitions.
- (1) Interest.
- (2) Payor.
- (c) Requirement to file return.
- (1) Form of return.
- (2) Information included on return.
- (3) Time and place for filing return.
- (i) In general.
- (ii) Extensions of time.
- (4) Use of magnetic media.
- (d) Requirement to furnish statement.
- (1) In general.
- (2) Time and manner for furnishing statement.
- (i) In general.
- (ii) Extensions of time.
- (3) Copy of Form 1098-E.
- (e) Special rules.
- (1) Transitional rule for reporting of loan origination fees and capitalized interest.
- (2) Qualified education loan certification.
- (3) Payments of interest received or collected by one or more persons.

- (i) In general.
- (ii) Exception.
- (4) Reporting by foreign persons.
- (5) Governmental units.
- (f) Penalty provisions.
- (1) Failure to file correct returns.
- (2) Failure to furnish correct information statements.
- (3) Waiver of penalties for failures to include a correct TIN.
- (i) In general.
- (ii) Acting in a responsible manner.
- (iii) Manner of soliciting TIN.
- (4) Failure to furnish TIN.
- (g) Effective date.
- §1.6050S-4T Electronic furnishing of information statements for payments of interest on qualified education loans.
- (a) Electronic furnishing of statements.
- (1) In general.
- (2) Consent.
- (i) In general.
- (ii) Change in hardware or software requirements.
- (iii) Example.
- (3) Required disclosures.
- (i) In general.
- (ii) Paper statement.
- (iii) Scope and duration of consent.
- (iv) Post-consent request for a paper statement.
- (v) Withdrawal of consent.
- (vi) Notice of termination.
- (vii) Updating information.
- (viii) Hardware and software requirements.
- (4) Format.
- (5) Posting.
- (6) Notice.
- (i) In general.
- (ii) Undeliverable electronic address.
- (iii) Corrected statements.
- (7) Retention.
- (b) Effective date.
- [T.D. 8992, 67 FR 20904, Apr. 29, 2002, as amended by T.D. 9029, 67 FR 77681, Dec. 19, 20021

§ 1.6050S-1 Information reporting for qualified tuition and related expenses.

(a) Information reporting requirement—
(1) In general. Except as provided in paragraph (a)(2) of this section, any eligible educational institution (as defined in section 25A(f)(2) and the regulations thereunder) (an institution) that enrolls (as determined under paragraph (d)(1) of this section) any individual for any academic period (as defined in the regulations under section 25A), and any person that is engaged in a trade or business of making payments under an insurance arrangement